IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.860 OF 2005
IN
FIRST APPEAL NO.814 OF 1989

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OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS	COURT'S OR JUDGES ORDERS

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Shri P.B. Sathe for the the Applicants.
Shri Ajit Kenjale for the Respondent.

CORAM : A. S. OKA, J.
DATE : JULY 28, 2006.

P.C.:

1. The learned Counsel appearing for the Applicants states that the contesting Respondent is duly served with the notice of Application and affidavit of service is filed. No reply has been filed. Delay is sufficiently explained. A case for setting aside abatement is made out. Rule is made absolute in terms of prayer clauses (a) to (c). Amendment to be carried out within six weeks from today. Office will place the First Appeal for final hearing if it is ready in all respects.

JUDGE